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FILED

SEP 03 2014

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
8 OAKLAND VENUE

9  
10 UNITED STATES OF AMERICA, ) NO. CR-14-00285-6 JST  
11 Plaintiff, )  
12 vs. ) **[PROPOSED ORDER] RESOLVING**  
13 THOMAS ELLIOTT, ) **MOTION FOR RETURN OF**  
14 Defendant. ) **PROPERTY (DOC. 95) AND**  
15 ) **VACATING COURT DATE**  
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Based on the stipulation of the parties, it is hereby ORDERED:

1. The government will return the HP laptop computer, the MacBook Pro Computer, and the Western Digital Hard Drive to the defendant.
2. The government will retain the Samsung Cellular telephone, the LG cellular telephone, and the Tracfone, to be used as evidence in this case.
3. The defendant's motion for return of property (Doc. 95) is withdrawn.
4. The hearing on the motion for return of property, scheduled for September 5, 2014, at 9:30 a.m., is vacated.

DATED: September 3, 2014

  
JON S. TIGAR  
United States District Judge